

tion accrued, and the defendant or defendants may plead the general issue, and give this act and the special matter in evidence, and that the same was done in pursuance and by authority of this act.

Not to engage in banking, &c.

SECT. 24. *And be it further enacted by the authority aforesaid;* That the said company shall not at any time be directly or indirectly engaged in any monied or commercial or manufacturing concerns.

Process may be served on any agent. Annual report to legislature.

SECT. 25. *And be it further enacted by the authority aforesaid,* That any mesne process which may be issued against the said corporation, may be served on any toll collectors, agent, director or other officer thereof, and that such service shall be held good, valid and effectual as a service of such process upon the said corporation, and the said corporation shall annually on the first Monday of January report to the legislature the progress they may make in constructing the said rail-road or rail-roads, and also an abstract of their accounts, certified by the oath or affirmation of the president of the said corporation, showing the amount of capital stock actually paid in, the state of the surplus or contingent funds, the profits which may have accrued, and the dividends made or declared during the preceding year.

Abstract under oath.

FRED'K SMITH, *Speaker*
of the House of Representatives.

WM. G. HAWKINS,
Speaker of the Senate.

APPROVED—the sixth day of April, Anno Domini one thousand eight hundred and thirty.

GEO. WOLF.

No. 173.

A FURTHER SUPPLEMENT

To an act authorising the Governor to incorporate a company for erecting a permanent bridge over the river Schuylkill, at or near the borough of Norristown, in the county of Montgomery.

SECT. 1. *Be it enacted by the Senate and House of Representatives of the commonwealth of Pennsylvania in general assembly met, and it is hereby enacted by the authority of the same,* That the president, managers and company of the Schuylkill bridge at Norristown, be and they are here-

by authorised and empowered to regulate the mode of passing over said bridge in such manner as to prevent injury thereto, or interruption or annoyance to those passing the same, and generally to make and ordain such by-laws, rules and regulations not contrary to the constitution and laws of this commonwealth, as shall be considered necessary for the orderly collection of the tolls, and for the government, convenience, and preservation of said bridge, its affairs, and appurtenances, and for the comfort and safety of passengers, on and over the same; and all breaches of such by-laws, rules and regulations, shall be subject to the like penalty and penalties prescribed for the offences enumerated in the act to which this is a further supplement, to be sued for and recovered in like manner with the penalties mentioned in the said act, and the offender or offenders to remain liable to an action or actions at the suit of said president, managers, and company, as set forth in said act, in regard to penalties therein prescribed, and said president and managers are also hereby authorised to determine the weight or tonnage with which any carriage of burthen shall be permitted to pass over said bridge, and may increase the toll to be demanded and received for any carriage of burthen crossing said bridge, laden with more than three tons, to an amount not exceeding double the rate mentioned in the act to which this is a further supplement, and may also determine the rate of toll for carriages of burthen or pleasure not enumerated in said act, the tolls on such carriages, however, in no case to exceed the rates mentioned in said act; and it shall be lawful for said president, managers and company, to demand and receive lower rates of toll than those specified in said act, and to regulate the same in such manner as they may deem expedient for the best interest of the company.

SECT. 2. *And be it further enacted by the authority aforesaid,* That it shall be lawful for the president and managers aforesaid, to cause the toll collector or toll collectors, and watchman or watchmen, of said bridge, to take and subscribe an oath or affirmation before a justice of the peace of said county, that he or they will faithfully conduct themselves in his or their respective stations, and honestly account to the treasurer of the company for all the money collected by him or them, and diligently attend to the discharge of his or their duty, by watching with vigilance over the interests of the company, and safety of the bridge, and generally to execute with care and fidelity whatever lawful engagement he or they may enter into with the president and managers of said bridge.

Company officers empowered to protect bridge, &c.

Regulate tolls, &c.

Penalties of original law.

How recovered.

To determine weight of carriages.

Toll may be doubled on loads more than 3 tons

Carriages not enumerated.

Company may charge lower toll than prescribed.

Oaths of toll collector, &c.

Reservation from dividends for formation of a fund.

SECT. 3. *And be it further enacted by the authority aforesaid,* That it shall be lawful for the said president and managers, in making and declaring any dividend, to reserve such sum or proportion of the clear annual income, not exceeding one per cent. on the capital stock, as they may think proper, to form a contingent fund for the purpose of repairing and rebuilding said bridge, in case of decay or injury, and the same to invest in such public stock as they may deem safe and productive, and the interest arising from the same again to invest, and the same stock to sell and transfer at any time when the funds may be required for the purposes aforesaid.

§5 penalty on carrying fire, or firing on bridge.

SECT. 4. *And be it further enacted by the authority aforesaid,* That if any person shall be guilty of carrying a lighted segar, or pipe, or of carrying fire in any manner whatever, over said bridge, except in a lantern, or in some vessel where it will be fully secured, or the possibility of it setting fire to the bridge, fully prevented, or who shall fire any squib, cracker, rocket, or other fire works, or who shall discharge any gun, pistol, or other fire arms, on said bridge, he or they so offending shall forfeit and pay to said corporation, the sum of five dollars, to be recovered before any justice of the peace as debts of a like amount are or may be recoverable: *Provided,* That like notice shall be given of the provisions of this act, and said suits shall be subject to the same restrictions required by the sixteenth section of the act to which this is a further supplement.

Recovery and appropriation.

Proviso. Subject to provisions of 16th section

SECT. 5. *And be it further enacted by the authority aforesaid,* That on the trial of any cause now pending, or which may be hereafter brought by the said president, managers and company, the plaintiff shall not be non-suited, or in any way affected, by reason of any informality in the subscription of the stock, in the advertising for the organization of the company, or by reason of there being a greater number of shares subscribed than is mentioned in the act to which this a further supplement; and the charter of the said company is hereby declared to be good, valid, and effectual, to all intents and purposes, whatsoever, and the members of the said corporation shall have a right to elect, to take a certificate for as many shares of stock by them respectively owned and held, as they may think proper, and said certificates shall be as valid as if a certificate had been granted for each share of stock, agreeably to the provisions of said act.

Certain informalities legalized, as well as enlargement of subscription.

Six managers, four by stockholders and two by county commissioners.

SECT. 6. *And be it further enacted by the authority aforesaid,* That the number of managers of said company shall as heretofore be six, four of whom shall be elected by the stockholders, as is directed in and by the act to which this is a further supplement, and two of whom being stockholders in said company, and having held stock at

least ninety days prior to the time of their appointment, shall be appointed by the commissioners of the county of Montgomery, for the time being, or a majority of them, annually, on the day the other four shall be elected by the stockholders, or (on) some other day in the same week, and it shall be the duty of the treasurer of said company to furnish said commissioners, on the said day of election, with a list of the stockholders who have held stock for at least ninety days prior to said day.

Treasurer to furnish list.

SECT. 7. *And be it further enacted by the authority aforesaid,* That unless the said president, managers, and company, shall within six months from and after the passage of this act, forward to the secretary of this commonwealth, under their corporate seal, their acceptance of this act as a part of their charter, then the enactment herein contained shall be void and of no validity.

This act void if not accepted within six months.

FRED'K SMITH, *Speaker*
of the House of Representatives.

WM. G. HAWKINS,
Speaker of the Senate.

APPROVED—the sixth day of April, Anno Domini one thousand eight hundred and thirty.

GEO. WOLF.

No. 174.

AN ACT

To provide for the settlement of the concerns of the Farmers' and Mechanics' bank of Greencastle.

WHEREAS, It has been represented to the legislature that a large number of the stockholders in the Farmers' and Mechanics' bank of Greencastle were permitted to withdraw, and did withdraw their stock, or a great portion thereof, and that debts due by said bank to a considerable amount remain unpaid, and many stockholders have received no portion of their stock; that there are now no officers of said institution, and no funds to pay the debts thereof or to divide among the last mentioned stockholders:

Preamble.